

**EXECUTIVE SUMMARY - ENFORCEMENT MATTER**  
**DOCKET NO.: 2007-0228-WQ-E TCEQ ID: RN103972428 CASE NO.: 32619**  
**RESPONDENT NAME: Tex Mix Partners, LTD.**

Page 1 of 2

<b>ORDER TYPE:</b>		
<input checked="" type="checkbox"/> 1660 AGREED ORDER	<input type="checkbox"/> FINDINGS AGREED ORDER	<input type="checkbox"/> FINDINGS ORDER FOLLOWING SOAH HEARING
<input type="checkbox"/> FINDINGS DEFAULT ORDER	<input type="checkbox"/> SHUTDOWN ORDER	<input type="checkbox"/> IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
<input type="checkbox"/> AMENDED ORDER	<input type="checkbox"/> EMERGENCY ORDER	
<b>CASE TYPE:</b>		
<input type="checkbox"/> AIR	<input type="checkbox"/> MULTI-MEDIA (check all that apply)	<input type="checkbox"/> INDUSTRIAL AND HAZARDOUS WASTE
<input type="checkbox"/> PUBLIC WATER SUPPLY	<input type="checkbox"/> PETROLEUM STORAGE TANKS	<input type="checkbox"/> OCCUPATIONAL CERTIFICATION
<input checked="" type="checkbox"/> WATER QUALITY	<input type="checkbox"/> SEWAGE SLUDGE	<input type="checkbox"/> UNDERGROUND INJECTION CONTROL
<input type="checkbox"/> MUNICIPAL SOLID WASTE	<input type="checkbox"/> RADIOACTIVE WASTE	<input type="checkbox"/> DRY CLEANER REGISTRATION
<p><b>SITE WHERE VIOLATION(S) OCCURRED:</b> Tex-Mix Partners Liberty Hill Plant, 50 County Road 213, Liberty Hill, Williamson County</p> <p><b>TYPE OF OPERATION:</b> Concrete batch plant</p> <p><b>SMALL BUSINESS:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><b>OTHER SIGNIFICANT MATTERS:</b> A complaint was received on November 2, 2006, alleging failure to obtain authorization to discharge storm water associated with industrial activity. There is no record of additional pending enforcement actions regarding this facility location.</p> <p><b>INTERESTED PARTIES:</b> A complaint was received, but the complainant has not expressed a desire to protest this action or to speak at Agenda.</p> <p><b>COMMENTS RECEIVED:</b> The <i>Texas Register</i> comment period expired on May 7, 2007. No comments were received.</p> <p><b>CONTACTS AND MAILING LIST:</b>  TCEQ Attorney/SEP Coordinator: None  TCEQ Enforcement Coordinator: Mr. J. Craig Fleming, Enforcement Division, Enforcement Team 3, MC 149, (512) 239-5806; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896  Respondent: Mr. Dan Hanrahan, General Manager, Tex Mix Partners, LTD., P.O. Box 268, Hutto, Texas 78634  Respondent's Attorney: Not represented by counsel on this enforcement matter</p>		

DOCKET NO.: 2007-0228-WQ-E

**VIOLATION SUMMARY CHART:**

VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED
<p><b>Type of Investigation:</b>  <input checked="" type="checkbox"/> Complaint  <input type="checkbox"/> Routine  <input type="checkbox"/> Enforcement Follow-up  <input type="checkbox"/> Records Review</p> <p><b>Date of Complaint Relating to this Case:</b> November 2, 2006</p> <p><b>Date of Investigation Relating to this Case:</b> December 1, 2006</p> <p><b>Date of NOE Relating to this Case:</b> January 30, 2007 (NOE)</p> <p><b>Background Facts:</b> This was a complaint investigation. One violation was documented.</p> <p><b>WATER</b></p> <p>Failed to obtain authorization to discharge storm water associated with industrial activity to water in the state through an individual permit or the Multi-Sector General Permit (MSGP) TXR050000 issued under the Texas Pollutant Discharge Elimination System [30 TEX. ADMIN. CODE § 281.25(a)(4), and 40 CODE OF FED. REGULATIONS § 122.21(a)(1)].</p>	<p><b>Total Assessed:</b> \$740</p> <p><b>Total Deferred:</b> \$148  <input checked="" type="checkbox"/> Expedited Settlement  <input type="checkbox"/> Financial Inability to Pay</p> <p><b>SEP Conditional Offset:</b> \$0</p> <p><b>Total Paid to General Revenue:</b> \$592</p> <p><b>Site Compliance History Classification</b>  <input type="checkbox"/> High <input type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p><b>Person Compliance History Classification</b>  <input type="checkbox"/> High <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p><b>Major Source:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p><b>Applicable Penalty Policy:</b> September 2002</p>	<p><b>Corrective Actions Taken:</b></p> <p>The Executive Director recognizes that Tex Mix has submitted a Notice of Intent for the Storm Water Permit on December 13, 2006.</p>



# Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision January 9, 2007

**TCEQ**

<b>DATES</b>	<b>Assigned</b>	5-Feb-2007	<b>Screening</b>	12-Feb-2007	<b>EPA Due</b>	
	<b>PCW</b>	12-Feb-2007				

<b>RESPONDENT/FACILITY INFORMATION</b>	
<b>Respondent</b>	Tex Mix Partners, LTD.
<b>Reg. Ent. Ref. No.</b>	RN103972428
<b>Facility/Site Region</b>	11-Austin
<b>Major/Minor Source</b>	Minor

<b>CASE INFORMATION</b>			
<b>Enf./Case ID No.</b>	32619	<b>No. of Violations</b>	1
<b>Docket No.</b>	2007-0228-WQ-E	<b>Order Type</b>	1660
<b>Media Program(s)</b>	Water Quality	<b>Enf. Coordinator</b>	J. Craig Fleming
<b>Multi-Media</b>		<b>EC's Team</b>	EnforcementTeam 4
<b>Admin. Penalty \$ Limit Minimum</b>	\$0	<b>Maximum</b>	\$10,000

## Penalty Calculation Section

**TOTAL BASE PENALTY (Sum of violation base penalties)** **Subtotal 1** \$1,000

### ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

**Compliance History** -1% Enhancement **Subtotals 2, 3, & 7** -\$10

**Notes** The respondent has submitted one Notice of Intent for an audit dated June 23, 2006.

**Culpability** No 0% Enhancement **Subtotal 4** \$0

**Notes** The Respondent does not meet the culpability criteria.

**Good Faith Effort to Comply** 25% Reduction **Subtotal 5** \$250

	Before NOV	NOV to EDRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		(mark with x)

**Notes** The respondent came into compliance on December 13, 2006 by submitting a Notice of Intent for the Storm Water Permit.

**Total EB Amounts** \$4 **0% Enhancement\*** **Subtotal 6** \$0  
**Approx. Cost of Compliance** \$2,500 **\*Capped at the Total EB \$ Amount**

**SUM OF SUBTOTALS 1-7** **Final Subtotal** \$740

**OTHER FACTORS AS JUSTICE MAY REQUIRE** **Adjustment** \$0

Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

**Notes**

**Final Penalty Amount** \$740

**STATUTORY LIMIT ADJUSTMENT** **Final Assessed Penalty** \$740

**DEFERRAL** 20% Reduction **Adjustment** \$148

Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

**Notes**

Deferral offered for expedited settlement.

**PAYABLE PENALTY** \$592

Screening Date 12-Feb-2007

Docket No. 2007-0228-WQ-E

PCW

Respondent Tex Mix Partners, LTD.

Policy Revision 2 (September 2002)

Case ID No. 32619

PCW Revision January 9, 2007

Reg. Ent. Reference No. RN103972428

Media [Statute] Water Quality

Enf. Coordinator J. Craig Fleming

## Compliance History Worksheet

## &gt;&gt; Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgments or consent decrees meeting criteria)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	1	-1%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%
Please Enter Yes or No			
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) -1%

## &gt;&gt; Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

## &gt;&gt; Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7) 0%

## &gt;&gt; Compliance History Summary

Compliance History Notes

The respondent has submitted one Notice of Intent for an audit dated June 23, 2006.

Total Adjustment Percentage (Subtotals 2, 3, &amp; 7) -1%

Screening Date 12-Feb-2007

Docket No. 2007-0228-WQ-E

PCW

Respondent Tex Mix Partners, LTD.

Policy Revision 2 (September 2002)

Case ID No. 32619

PCW Revision January 9, 2007

Reg. Ent. Reference No. RN103972428

Media [Statute] Water Quality

Enf. Coordinator J. Craig Fleming

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 281.25(a)(4), and 40 Code of Fed. Regulations § 122.21(a)(1)

## Violation Description

Failed to obtain authorization to discharge storm water associated with industrial activity. Specifically, the respondent failed to obtain authorization to discharge storm water associated with industrial activity to water in the state through an individual permit or the Multi-Sector General Permit (MSGP) TXR050000 issued under the Texas Pollutant Discharge Elimination System, as documented during the investigation conducted on December 1, 2006.

Base Penalty \$10,000

## &gt;&gt; Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0%

## &gt;&gt; Programmatic Matrix

Falsification	Major	Moderate	Minor
	x		

Percent 10%

Matrix Notes

100% of the rule requirement was not met.

Adjustment \$9,000

\$1,000

## Violation Events

Number of Violation Events 1

13 Number of violation days

mark only one with an x	daily	
	monthly	x
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty \$1,000

One monthly event is recommended from the date of the investigation conducted on December 1, 2006 to the date of compliance on December 13, 2006.

## Economic Benefit (EB) for this violation

## Statutory Limit Test

Estimated EB Amount \$4

Violation Final Penalty Total \$740

This violation Final Assessed Penalty (adjusted for limits) \$740

## Economic Benefit Worksheet

Respondent: Tex Mix Partners, LTD.  
 Case ID No. 32619  
 Reg. Ent. Reference No. RN103972428  
 Media: Water Quality  
 Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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No commas or \$

### Delayed Costs

Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$2,500	1-Dec-2006	13-Dec-2006	0.0	\$4	n/a	\$4
Other (as needed)				0.0	\$0	n/a	\$0

#### Notes for DELAYED costs

The estimated cost to prepare and submit a Notice of Intent. The Date Required was the date of the investigation. The Final Date was the date of compliance.

### Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

#### Notes for AVOIDED costs

NA

Approx. Cost of Compliance

\$2,500

TOTAL

\$4

# Compliance History

Customer/Respondent/Owner-Operator: CN600134720 Tex Mix Partners, LTD. Classification: AVERAGE Rating: 2.79  
Regulated Entity: RN103972428 TEX-MIX PARTNERS LIBERTY HILL PLANT Classification: Site Rating:  
STORMWATER PERMIT TXR05Q162

ID Number(s):

Location: 50 COUNTY ROAD 213, LIBERTY HILL, TX, 78642

TCEQ Region: REGION 11 - AUSTIN

Date Compliance History Prepared: February 12, 2007

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: February 12, 2002 to February 12, 2007

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: J. Craig Fleming Phone: (512) 239-5806

## Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? No
2. Has there been a (known) change in ownership of the site during the compliance period? Yes
3. If Yes, who is the current owner? Tex Mix Partners, LTD.
4. If Yes, who was/were the prior owner(s)? Barnard's Septic Tank Manufacturing, Inc.
5. When did the change(s) in ownership occur? 5/1/2006

## Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.  
N/A
  - B. Any criminal convictions of the state of Texas and the federal government.  
N/A
  - C. Chronic excessive emissions events.  
N/A
  - D. The approval dates of investigations. (CCEDS Inv. Track. No.)  
N/A
  - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
  - F. Environmental audits.  
Notice of Intent Date: 06/23/2006 (540244)  
No DOV Associated
  - G. Type of environmental management systems (EMSs).  
N/A
  - H. Voluntary on-site compliance assessment dates.  
N/A
  - I. Participation in a voluntary pollution reduction program.  
N/A
  - J. Early compliance.  
N/A
- Sites Outside of Texas  
N/A

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that proper record-keeping is essential for ensuring the integrity and transparency of the financial system. The document also highlights the need for regular audits and reviews to identify any discrepancies or potential areas of concern.

In addition, the document outlines the various methods used to collect and analyze data. It describes the process of gathering information from different sources, such as surveys, interviews, and focus groups. The analysis phase involves identifying patterns, trends, and correlations within the data. This process is crucial for understanding the underlying factors that influence the outcomes being studied. The document also mentions the use of statistical tools and software to facilitate the analysis process.

The second part of the document focuses on the implementation of the research findings. It discusses the various strategies and interventions that can be used to address the identified issues. The document emphasizes the importance of tailoring the interventions to the specific needs and circumstances of the target population. It also highlights the need for ongoing monitoring and evaluation to assess the effectiveness of the interventions and make any necessary adjustments.

Furthermore, the document addresses the challenges and limitations of the research process. It acknowledges that there are often obstacles to conducting research, such as limited resources, time constraints, and potential biases. The document provides suggestions for how to overcome these challenges and ensure the quality and reliability of the research findings. It also discusses the importance of ethical considerations in research and the need to obtain appropriate approvals and consent from participants.

The third part of the document discusses the dissemination and communication of the research findings. It emphasizes the importance of sharing the results with the relevant stakeholders, including policymakers, practitioners, and the general public. The document outlines various methods for disseminating the findings, such as publishing research papers, presenting at conferences, and using social media. It also highlights the need for clear and concise communication to ensure that the findings are easily understood and actionable.

Finally, the document concludes by summarizing the key points and providing a final statement on the importance of the research. It reiterates the need for continued research and collaboration to address the complex issues facing the field. The document also expresses confidence in the ability of the research community to make meaningful contributions to the field and improve the lives of the people it serves.



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN  
ENFORCEMENT ACTION  
CONCERNING  
TEX MIX PARTNERS, LTD.  
RN103972428**

§  
§  
§  
§  
§

**BEFORE THE  
TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY**

## **AGREED ORDER DOCKET NO. 2007-0228-WQ-E**

### **I. JURISDICTION AND STIPULATIONS**

At its \_\_\_\_\_ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Tex Mix Partners, LTD. ("Tex Mix") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and Tex Mix, appear before the Commission and together stipulate that:

1. Tex Mix owns and operates a concrete batch plant at 50 County Road 213 in Liberty Hill, Williamson County, Texas (the "Plant").
2. Tex Mix has discharged other waste into or adjacent to any water in the state which in itself or in conjunction with any other discharge or activity causes, continues to cause, or will cause pollution of any water in the state under TEX. WATER CODE ch. 26.
3. The Commission and Tex Mix agree that the Commission has jurisdiction to enter this Agreed Order, and that Tex Mix is subject to the Commission's jurisdiction.
4. Tex Mix received notice of the violations alleged in Section II ("Allegations") on or about February 4, 2007.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Tex Mix of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of Seven Hundred Forty Dollars (\$740) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Tex Mix has



paid Five Hundred Ninety-Two Dollars (\$592) of the administrative penalty and One Hundred Forty-Eight Dollars (\$148) is deferred contingent upon Tex Mix' timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If Tex Mix fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require Tex Mix to pay all or part of the deferred penalty.

7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
8. The Executive Director of the TCEQ and Tex Mix have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
9. The Executive Director recognizes that Tex Mix has submitted a Notice of Intent for the Storm Water Permit on December 13, 2006.
10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that Tex Mix has not complied with one or more of the terms or conditions in this Agreed Order.
11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

## **II. ALLEGATIONS**

As owner and operator of the Plant, Tex Mix is alleged to have failed to obtain authorization to discharge storm water associated with industrial activity to water in the state through an individual permit or the Multi-Sector General Permit (MSGP) TXR050000 issued under the Texas Pollutant Discharge Elimination System, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4), and 40 CODE OF FED. REGULATIONS § 122.21(a)(1), as documented during an investigation conducted on December 1, 2006.

## **III. DENIALS**

Tex Mix generally denies each allegation in Section II ("Allegations").

## **IV. ORDERING PROVISIONS**

The first of these is the fact that the British Government has been unable to secure the necessary cooperation from the United States Government in the matter of the disposal of the surplus stocks of military equipment. This has been a serious handicap to the British Government's efforts to reduce its military expenditure and to improve its balance of payments.

The second of these is the fact that the British Government has been unable to secure the necessary cooperation from the United States Government in the matter of the disposal of the surplus stocks of military equipment.

The third of these is the fact that the British Government has been unable to secure the necessary cooperation from the United States Government in the matter of the disposal of the surplus stocks of military equipment.

The fourth of these is the fact that the British Government has been unable to secure the necessary cooperation from the United States Government in the matter of the disposal of the surplus stocks of military equipment.

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The eleventh of these is the fact that the British Government has been unable to secure the necessary cooperation from the United States Government in the matter of the disposal of the surplus stocks of military equipment.

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7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
8. The Executive Director of the TCEQ and Tex Mix have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
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10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that Tex Mix has not complied with one or more of the terms or conditions in this Agreed Order.
11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

## **II. ALLEGATIONS**

As owner and operator of the Plant, Tex Mix is alleged to have failed to obtain authorization to discharge storm water associated with industrial activity to water in the state through an individual permit or the Multi-Sector General Permit (MSGP) TXR050000 issued under the Texas Pollutant Discharge Elimination System, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4), and 40 CODE OF FED. REGULATIONS § 122.21(a)(1), as documented during an investigation conducted on December 1, 2006.

## **III. DENIALS**

Tex Mix generally denies each allegation in Section II ("Allegations").

## **IV. ORDERING PROVISIONS**

The first part of the paper is devoted to a discussion of the general theory of the problem. It is shown that the problem is equivalent to a system of linear equations. The second part is devoted to a discussion of the special case of the problem. It is shown that the problem is equivalent to a system of linear equations. The third part is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations.

The fourth part of the paper is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations. The fifth part is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations.

The sixth part of the paper is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations. The seventh part is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations.

The eighth part of the paper is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations. The ninth part is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations.

The tenth part of the paper is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations. The eleventh part is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations.

The twelfth part of the paper is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations. The thirteenth part is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations.

The fourteenth part of the paper is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations. The fifteenth part is devoted to a discussion of the general case of the problem. It is shown that the problem is equivalent to a system of linear equations.

### REFERENCES

1. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
2. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
3. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
4. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
5. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
6. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
7. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
8. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
9. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
10. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
11. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
12. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
13. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
14. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.
15. J. H. Conway, "A combinatorial game," *Journal of the London Mathematical Society*, vol. 2, no. 1, pp. 1-14, 1961.

### APPENDIX

The appendix contains a list of the symbols used in the paper. It is shown that the problem is equivalent to a system of linear equations. The appendix contains a list of the symbols used in the paper. It is shown that the problem is equivalent to a system of linear equations.

### INDEX

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1. It is, therefore, ordered by the TCEQ that Tex Mix pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Tex Mix' compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations, which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Tex Mix Partners, LTD., Docket No. 2007-0228-WQ-E" to:

Financial Administration Division, Revenues Section  
Attention: Cashier's Office, MC 214  
Texas Commission on Environmental Quality  
P.O. Box 13088  
Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon Tex Mix. Tex Mix is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
3. This Agreed Order, issued by the Commission, shall not be admissible against Tex Mix in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
4. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to Tex Mix, or three days after the date on which the Commission mails notice of the Order to Tex Mix, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.





## SIGNATURE PAGE

### TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

\_\_\_\_\_  
For the Commission

\_\_\_\_\_  
For the Executive Director

6/27/07  
Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity, if any, indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that my failure to comply with the Ordering Provisions, if any, in this order and/or my failure to timely pay the penalty amount, may result in:

- A negative impact on my compliance history;
- Greater scrutiny of any permit applications submitted by me;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions against me;
- Automatic referral to the Attorney General's Office of any future enforcement actions against me; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

Dan Hennrich  
Signature

3/7/2007  
Date

Dan Hennrich  
Name (Printed or typed)  
Authorized Representative of  
Tex Mix Partners, LTD.

General Manager  
Title

**Instructions:** Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.

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